

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
STATESVILLE DIVISION  
CIVIL ACTION NO. 5:11-CV-31-RLV-DCK**

<b>BARRY MALLEK,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	
<b>v.</b>	)	<b><u>ORDER</u></b>
	)	
<b>ALLSTATE LIFE INSURANCE COMPANY,</b>	)	
	)	
<b>Defendant and Third-Party Plaintiff,</b>	)	
	)	
<b>v.</b>	)	
	)	
<b>ALICE MALLEK,</b>	)	
	)	
<b>Third-Party Defendant.</b>	)	
	)	

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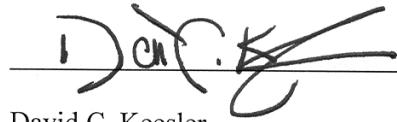
**THIS MATTER IS BEFORE THE COURT** on “Allstate Life Insurance Company’s Motion For Service Of Statutory Interpleader Complaint On Out-Of-State Claimant Pursuant To 28 U.S.C. § 2361” (Document No. 6) filed April 8, 2011. This motion has been referred to the undersigned Magistrate Judge pursuant to 28 U.S.C. § 636(b), and immediate review is appropriate. No response to this motion has been filed, and the time to do so has lapsed.

Third-Party Plaintiff Allstate Life Insurance Company (“Allstate”) seeks an order directing service of its “...Answer And Counterclaim And Third-Party Complaint For Interpleader” (Document No. 4) on out-of-state claimant and Third-Party Defendant Alice Mallek. Having carefully considered the motion, the record, and applicable authority cited by Allstate, the undersigned will grant the motion.

**IT IS, THEREFORE, ORDERED** that “Allstate Life Insurance Company’s Motion For Service Of Statutory Interpleader Complaint On Out-Of-State Claimant Pursuant To 28 U.S.C. § 2361” (Document No. 6) is **GRANTED**. Third-Party Plaintiff shall contact the United States

Marshal Service and make the appropriate arrangements for service of process, including providing all necessary documents and fees.

Signed: May 11, 2011

  
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David C. Keesler  
United States Magistrate Judge 